

# OFFICIAL GAZETTE

## GOVERNMENT OF GOA

*NOTE: — There is one Extraordinary issue to the Official Gazette, Series I No. 31, dated 31-10-1991 with the same date, from pgs. 377 to 378 regarding Notification from Finance (Rev. and Control) Department.*

### GOVERNMENT OF GOA

Department of Personnel

#### Notification

1/4/90-PER

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, and in supersession of the existing recruitment rules for the post of Senior ENT Surgeon, the Governor of Goa hereby makes the following rules relating to recruitment to the Goa General Service, Group 'A', Gazetted posts in the Directorate of Health Services, Government of Goa, namely: —

#### 1. Short title, application and commencement. —

(1) These rules may be called the Government of Goa, Directorate of Health Services, Group 'A', Gazetted posts, Recruitment Rules, 1991.

(2) *Application.* — These rules shall apply to the posts specified in Column 1 of the Schedule to these rules (hereinafter called as the "said Schedule").

(3) They shall come into force from the date of publication in the Official Gazette.

#### 2. Number, classification and scales of pay. —

The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in Columns 2 to 4 of the said Schedule:

Provided that the Government may vary the number of posts in Column 2 of the said Schedule from time to time subject to exigencies of work.

3. *Method of recruitment, age limit and other qualifications.* — The method of recruitment to the

said posts, age limit, qualifications and other matters connected therewith shall be as specified in Columns 5 to 13 of the said Schedule.

4. *Disqualification.* — No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may if satisfied that such marriage is permissible under the personal Law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

5. *Power to relax.* — Where the Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing and in consultation with the Goa Public Service Commission relax any of the provisions of these rules with respect to any class or category of persons.

6. *Saving.* — Nothing in these rules shall affect reservation, relaxation of age limit and other concessions required to be provided for Scheduled Castes, and other special categories of persons in accordance with the orders issued by the Government from time to time in that regard.

7. These rules are issued in consultation with the Goa Public Service Commission vide their letters No. COM/II/13/24(8)/91 dated 14-5-1991 and No. COM/II/13/24(9)/91 dated 14-5-1991.

By order and in the name of the Governor of Goa.

G. J. Prabhudessai, Under Secretary (Personnel).

Panaji, 11th June, 1991.

## SCHEDULE

Name/designation of post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Whether the benefit of added years of service is admissible under Rule 30 of CCS (Pension) Rules, 1972	Educational and other qualifications required for direct recruits	Whether age & Educational Qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation if any	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer/contract and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer is to be made	If a D. P. C. exists, what is its composition	Circumstances in which Goa Public Service Commission is to be consulted in making recruitment
1	2	3	4	5	6	6(a)	7	8	9	10	11	12	13
Senior Surgeon E. N. T. (1991)	4 subject to variation dependent on workload	Goa General Service Group 'A' Gazetted	Rs. 3000-100-3500-125-4500- plus Non practising allowance approved by the Government from time to time	Selection	Not exceeding 40 years (relaxable for Government servants upto 5 years in accordance with the instructions or orders issued by the Government)	No	<p><i>Essential:</i></p> <p>(i) A recognised medical qualification included in the First or Second Schedule or Part II of the Third Schedule (other than licensee qualifications) to the Indian Medical Council Act, 1956. Holders of educational qualifications included in Part II of the Third Schedule should also fulfil the conditions stipulated in sub-section (3) of section 13 of the IMC Act, 1956.</p> <p>(ii) Post-graduate degree/diploma qualifications in the speciality concerned.</p> <p>(iii) 3 years work in a responsible position connected with the speciality after post graduation in case of post graduate degree holders and 5 years work after post graduate diploma in a responsible position connected with speciality in the case of post graduate diploma holders.</p> <p><i>Desirable:</i></p> <p>Knowledge of Konkani and/or Marathi.</p>	Age: No 2 years Qualification: Yes	50% by promotion failing which by transfer on deputation.  50% by direct recruitment.	<p><i>Promotion:</i></p> <p>Junior ENT Surgeon with 5 years regular service in the grade.</p> <p><i>Transfer on deputation:</i></p> <p>Officers under the Central/State Government and Union Territories administration —</p> <p>a) (i) holding analogous posts on a regular basis; or (ii) with 5 years regular service in posts in the scale of Rs. 2200-4000 or equivalent; and</p> <p>b) possessing educational qualifications and experience prescribed for direct recruits under column 7.</p> <p>(Period of deputation including period of deputation in another cadre post held immediately in the same or some other organisation/department of the Central/State Government, shall not exceed 3 years).</p> <p>(The departmental Officers in feeder category who are in the direct line of promotion will not be eligible for consi-</p>	Group 'A' D. P. C. consisting of:  1. Chairman/Member, G.P.S.C. - Chairman  2. Chief Secretary or his nominee-Member  3. Administrative Secretary/Head of Department-Member  (for confirmation & promotion)	As required under the Goa Public Service Commission (Exemption from consultation) Regulations 1988. Consultation with the Goa Public Service Commission necessary while making direct recruitment, promotion, confirmation, selecting an officer for appointment on deputation and amending/relaxing any of the provisions of these Rules.	

deration for appointment on deputation. Similarly, deputationists shall not be eligible for consideration for appointment by promotion).

Junior E. N. T. Surgeon	2 (1991) subject to variation dependent on work-load	Goa General Service Group 'A' Gazetted	Rs. 2200- 75-2800- -EB-100- -4000 plus Non practising allowance approved by the Government from time to time	Not Applicable	Not exceeding 35 years (relaxable for Government servants upto 5 years in accordance with the instructions or orders issued by the Government)	No
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**Essential:**

- (i) A recognised medical qualification included in the First or Second Schedule or Part II of the Third Schedule (other than licentiate qualifications) to the Indian Medical Council Act, 1956. Holders of educational qualifications included in Part II of the Third Schedule should also fulfil the conditions stipulated in sub-section (3) of section 13 of the IMC Act, 1956.
- (ii) Post-graduate degree/diploma qualifications in the speciality concerned.

**Desirable:**

Knowledge of Konkani and/or Marathi.

Age:	2 years	By direct recruitment.	Not applicable
Qualification:	Not applicable		

Group 'A' D. P. C. consisting of:

1. Chairman/Member, G.P.S.C. - Chairman
2. Chief Secretary or his nominee-Member
3. Administrative Secretary/Head of Department-Member (for confirmation)

As required under the Goa Public Service Commission (Exemption from consultation) Regulations 1988. Consultation with the Goa Public Service Commission necessary while making direct recruitment, promotion, confirmation, selecting an officer for appointment on deputation and amending/relaxing any of the provisions of these Rules.

## Department of Labour

## Notification

25/4/89-LAB

Whereas the intention of the Government of Goa to add the following Employment to Part-I of the Schedule to the Minimum Wages Act, 1948 (Central Act 11 of 1948) (hereinafter called the 'said Act'), was notified, as required by section 27 of the said Act in the Official Gazette, Series I, No. 11, dated 13-6-91 under Notification No. 25/4/89-LAB, dated 29-5-91 of the Labour Department, Government of Goa (hereinafter called the 'said notice'), inviting objections and suggestions from all persons likely to be affected thereby within three months from the date of publication of the said Notification in the Official Gazette;

And whereas the said Gazette was made available to the public on 13-6-91;

And whereas no objections and suggestions have been received from the public on the said notice by the Government;

Now, therefore, in exercise of the powers conferred by section 27 of the Minimum Wages Act, 1948 (Central Act 11 of 1948), the Government of Goa hereby adds to Part I of the Schedule to the said Act, the following Employments, namely:—

“(XVI) Employment in Plastic Industry and plastic products Industry;

(XVII) Employment in ready made. Garments manufactory;

(XVIII) Employment in cotton textile, cotton ginning, cotton pressing, manufacture of cotton fibre, thread yarn, spinning and weaving including handloom weaving; and

(XIX) Employment in watch and ward and security services.”

By order and in the name of the Governor of Goa.

V. G. Manerkar, Under Secretary (Ind. & Labour)  
Panaji, 22nd October, 1991.

## Law (Legal and Legislative Affairs) Department

## Notification

3-1-87/ELEC

The following Notification No. 56/91(4), dated 25th September, 1991 issued by the Election Commission of India, New Delhi is hereby published for general information.

B. S. Subbanna, Law Secretary/Addl. Chief Electoral Officer.

Panaji, 14th October, 1991.

## Election Commission of India

Ashok Road,  
New Delhi - 110001.

Dated the 25th September, 1991

Asvina 3, 1913 (SAKA)

## Notification

No. 56/91-(4).—Whereas, the Election Commission of India is satisfied that on the basis of their performance at the General Election to the House of the People, 1991 from the State of Assam and the General Election to the Haryana Legislative Assembly held in April-June, 1991, 'Autonomous State Demand Committee' and 'Haryana Vikas Party', both registered unrecognised political parties, are entitled for recognition as State Parties in the States of Assam and Haryana respectively, in terms of paragraph 6 of the Election Symbols (Reservation and Allotment) Order, 1968;

And Whereas the Commission has decided to recognise 'Autonomous State Demand Committee' as a State party in the State of Assam and 'Haryana Vikas Party' as a State party in the State of Haryana and to reserve the symbol 'Boy and Girl' for the said parties in the respective States;

Now, Therefore in pursuance of clauses (b), (c) and (d) of sub-paragraph (1) and sub-paragraph (2) paragraph 17 of the Election Symbols (Reservation and Allotment) Order, 1968, the Commission hereby makes the following amendments in its notification No. 56/91, dated the 19th April, 1991, published as O. N. 98(E), in the Gazette of India, Extraordinary Part II, Section 3(iii), dated the 19th April, 1991, and as amended from time to time, namely:—

## I. In Table II of the said notification;

(a) against the State of Assam, under columns 2 and 3, the entries "4. Autonomous State Demand Committee" and "Boy and Girl" SHALL BE ADDED respectively; and

(b) below the State of Goa, under columns 1, 2 and 3, the entries "Haryana", "Haryana Vikas Party" and "Boy and Girl" SHALL BE ADDED respectively;

## II. In Table II of the said notification, under columns 1 and 2 the following entries, viz;—

"39. Autonomous State Demand Committee Diphu ... Assam — 782460"; and

"125. Haryana Vikas Party Kothi No. 136/22, ... (Haryana)"

## SHALL BE DELETED; and

## III. In Table IV of the said notification;—

(a) against entry "3. Assam", under column 1 the entry "3. Boy and Girl", specified under column 2, and

(b) against entry "7. Haryana" under column 1, the entry "11. Boy and Girl", specified under column 2,

## SHALL BE DELETED.

By order,

S. K. MENDIRATTA  
Secretary

10-6-90/LA

**P. V. Kadnekar**, Under Secretary (Drafting).

Panaji, 1st October, 1991.

(Legislative Department)

## Notification

*New Delhi, the 27th March, 1991*

G.S.R. 192(E). — The following Order made by the President is published for general information:—

"C.O. 146"

THE CONSTITUTION (DISTRIBUTION OF REVENUES) ORDER, 1991

In exercise of the powers conferred by article 275 of the Constitution, the President, after having considered the recommendations of the Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution) Order, 1991.
2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.
3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 1990, as grants-in-aid of the revenues of—
  - (a) each of the States specified in column (1) of the Table below, the sums specified against it in each of the columns (2) to (11) of the said Table, towards expenditure revenue and capital nature on programmes for upgradation of standards and "Special Problems" relating to the administration of the sectors and services mentioned in these columns:—

TABLE

[illegible]

Provided that the sums specified above shall be expended on programmes formulated by the State Governments for upgrading the standards relating to the administration of the sectors and services specified above and approved by the Central Government:

Provided further that the amount of grant specified above against any administration is subject to adjustment within the financial year commencing on the 1st day of April, 1991 against the actual expenditure incurred on approved programme or programmes relating to such administration, as revealed in the accounts of that year;

(b) each of the States specified in column (1) of the Table below, the sums specified against it in each of the columns (2) to (11) of the said Table, towards expenditure of revenue and capital nature, on programmes approved by the Central Government for upgradation of standards and "Special Problems" mentioned in those columns, incurred in the financial year commencing on the 1st day of April, 1990.

TABLE

State	For upgradation of standards relating to									
	Police	Education	Jail	Tribal	Health	Judicial	District and Revenue	Treasury and Accounts	Training	Special Problems
1	2	3	4	5	6	7	8	9	10	11
(Rupees in lakhs)										
Arunachal Pradesh	77.88	7.22	...	...	28.99	...	...	8.28	...	...
Assam	...	...	...	91.06	1.57	21.53	4.53	13.05	...	100.00
Goa	...	8.61	...	...	10.82	10.53	2.56	...	...	...
Kerala	49.38	...	11.91	1.44	4.25	23.20	5.80	0.76	...	...
Madhya Pradesh	59.12	...	659.64	122.05	5.41	0.21	7.52	0.60	...	3.48
Meghalaya	31.81	23.09	...	...	...	2.60	1.24	...	...	...
Mizoram	...	...	...	...	...	...	...	4.80	...	...
Nagaland	...	...	...	...	...	0.07	...	...	...	...
Orissa	...	221.80	...	54.58	0.25	...	1.44	...	...	...
Rajasthan	13.50	...	16.29	7.83	12.52	1.86	7.01	1.00	3.94	56.99
Sikkim	0.21	...	...	1.09	0.76	...	(—) 0.34	...	...	...
Tripura	20.91	2.85	...	1.50	3.57	...	0.39	0.98	9.29	...
Uttar Pradesh	90.48	...	114.90	1.50	21.84	4.15	41.60	17.29	...	...
West Bengal	609.58	284.76	108.15	99.26	46.66	12.53	7.11	10.53	20.00	...

Provided that if the actual expenditure on such approved programme or programmes relating to any administration as revealed in the accounts of that is lower than the amount of grant specified above against that administration, the amount so paid in excess shall be adjusted against any sum or sums which may become payable to that State in any of the succeeding years or any other purpose.

(2) Any sum or sums payable under clauses (a) and (b) of sub-paragraph (1) to any State in the financial year commencing on the 1st day of April, 1990 shall be in addition to the sum or sums payable to that State in that financial year in pursuance of sub-paragraph (1) of paragraph 4 of the Constitution (Distribution of Revenues) No. 3 Order, 1990.

R. VENKATARAMAN,

President

[ F. 19(2)/91-L.I. ]

K. L. MOHANPURIA, Addl. Secy.

#### Notification

New Delhi, the 27th March, 1991

G.S.R. 193(E).—The following Order made by the President is published for general information:—

"C.O.147"

#### THE CONSTITUTION (DISTRIBUTION OF REVENUES) NO. 2 ORDER, 1991

In exercise of the powers conferred by article 275 of the Constitution, the President, after having

considered the recommendations of the Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 2 Order, 1991.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 1990 as grants-in-aid of the revenues of each of the States specified below, the sums specified against it as representing the contribution of the Central Government towards

the State Calamity Relief Fund for affording relief in connection with natural calamities in the State:—

State	(Rupees in lakhs)
Andhra Pradesh	12565.64
Arunachal Pradesh	150.00
Assam	2250.00
Bihar	2625.00
Goa	75.00
Gujarat	6375.00
Haryana	1275.00
Himachal Pradesh	1350.00
Jammu and Kashmir	900.00
Karnataka	2025.00
Kerala	2325.00
Madhya Pradesh	2775.00
Maharashtra	3300.00
Manipur	75.00
Meghalaya	150.00
Mizoram	75.00
Nagaland	75.00
Orissa	5713.00
Punjab	2100.00
Rajasthan	9300.00
Sikkim	225.00
Tamil Nadu	2925.00
Tripura	225.00
Uttar Pradesh	6750.00
West Bengal	3000.00

Provided that the additional contribution of the Central Government released in advance during the financial year 1990-91 in relation to the State of Andhra Pradesh and the State of Orissa amounting to Rs. 6115.64 lakhs and Rs. 2188.00 lakhs, respectively (as included in the sums respectively shown against each State), shall be adjusted in four equal instalments during the financial years 1991-92 to 1994-95:

Provided further that the sums specified above in relation to each State shall be expended on measures for affording relief in accordance with, and for the purposes specified in, the Calamity Relief Fund Scheme framed by the Government of India.

(2) Any sum or sums payable under sub-paragraph (1) to any State in the financial year commencing on the 1st day of April, 1990, shall be in addition to the sum or sums payable to that State in that financial year in pursuance of sub-paragraph (1) of paragraph 3 of the Constitution (Distribution of Revenues) No. 2 Order, 1990.

R. VENKATARAMAN,  
President

[F. No. 19(3)/91-L. I.]  
K.L. MOHANPURIA, Addl. Secy.

### Notification

New Delhi, the 27th March, 1991

G.S.R. 194(E).—The following Order made by the President is published for general information:—

“C.O. 148”

### THE CONSTITUTION (DISTRIBUTION OF REVENUES) NO. 3 ORDER, 1991

In exercise of the powers conferred by article 275 of the Constitution, the President, after having considered the recommendations of the Finance Commission, hereby makes the following order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 3 Order, 1991.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 1990 as grant-in-aid of the revenues of the State of Bihar, a sum of rupees 1165.00 lakhs, being the arrears of the share of the Central Government of the margin money towards affording relief in connection with natural calamities in that State in the financial year 1989-90.

(2) The sum payable under sub-paragraph (1) to the State of Bihar in the financial year commencing on the 1st day of April, 1990 shall be in addition to the sum payable to the State in that financial year in pursuance of sub-paragraph (1) of paragraph 3 of the Constitution (Distribution of Revenues) No. 2 Order, 1991.

R. VENKATARAMAN,  
President.

[F. 19(4)/91-L. I.]  
K. L. MOHANPURIA, Addl. Secy.